

**REQUEST FOR FILING A CONTINUATION-IN-PART PATENT APPLICATION
UNDER 37 CFR 1.53 (b)**

9 78398 0 94066 6

Attorney Docket No: 34013-00026
Client Reference No.: D-99017

09/01/96
J0125

Inventor(s): Robert K. Wade

Title: WAVELENGTH DIVISION MULTIPLEXING/DEMULTIPLEXING DEVICES USING DUAL POLYMER LENSES

Pending Prior U.S. Patent Application No.: 08/990,199

Prior Art Unit: 2874

Prior Examiner: R. Wise

Assistant Commissioner
for Patents
Washington, D.C. 20231

Attn: Box PATENT
APPLICATION

CERTIFICATE OF DELIVERY	
<p>I hereby certify that this paper or fee is being hand delivered on the date indicated below to the Assistant Commissioner for Patents, Washington, D.C. 20231</p>	
Date	<i>September 8, 1999</i>
Signature	

Sir:

This is a request for filing a continuation-in-part patent application under 37 CFR 1.53(b) of pending prior U.S. Patent Application No. 08/990,199 filed on December 13, 1997, entitled, INTEGRATED BI-DIRECTIONAL DUAL AXIAL GRADIENT REFRACTIVE INDEX/DIFFRACTION GRATINGS WAVELENGTH DIVISION MULTIPLEXER, the entire disclosure of which is considered as being part of the disclosure of the present continuation-in-part patent application and is hereby incorporated herein by reference.

1. [X] 76 pages of specification, claims, and abstract are attached.
2. [X] 11 sheets of informal drawings are attached.
3. [X] A Combined Declaration & Power of Attorney Document is attached.
4. [X] An Assignment Document along with an Assignment Recordation Form Cover Sheet are attached.

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5a. [] A Verified Statement is attached to establish small entity status under 37 CFR 1.9 and 1.27.

5b. A Verified Statement to establish small entity status under 37 CFR 1.9 and 1.27 was filed in prior U.S. Patent Application No. 08/990,199, and the status is still proper and desired.

6. [] A Preliminary Amendment is attached.

7. [X] The filing fee is calculated below on the basis of the claims existing in the present continuation-in-part patent application, as amended at 6 above (if applicable).

	No of Claims		Extra Claims	Rate	Fee
Total Claims	56	Minus 20	36	x \$18.00	\$648.00
Independent Claims	6	Minus 3	3	x \$78.00	\$234.00
Basic Application Fee					\$760.00
If multiple dependent claims are present, add \$260.00					N/A
Subtract ½ if Small Entity					\$821.00
Total Application Fee					\$821.00
Assignment Recordation Fee					\$40.00
TOTAL FEE DUE					\$861.00
AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT NO. 10-0447					\$861.00

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8. [X] Please charge Deposit Account No. 10-0447 in the amount of \$861.00 for the above-indicated fees. A duplicate copy of this transmittal is submitted herewith.

9. [X] The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 associated with the filing of the present continuation-in-part patent application, including any extension of time fees to maintain the pendency of prior U.S. Patent Application No. 08/990,199, or credit any overpayment, to Deposit Account No. 10-0447. A duplicate copy of this transmittal is submitted herewith.

10. [X] The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which are required during the pendency of the present continuation-in-part patent application, or credit any overpayment, to Deposit Account No. 10-0447. This authorization does not include any issue fees under 37 CFR 1.18. A duplicate copy of this transmittal is submitted herewith.

11. [] Priority of foreign Application No. _____, filed on _____, in _____, is claimed under 35 USC 119. The certified priority document(s) were filed in U.S. Patent Application No. _____, filed on _____.

12. [X] Address all future communications to:

Thomas E. Anderson
Jenkens & Gilchrist, P.C.
3200 Fountain Place
1445 Ross Avenue
Dallas, Texas 75202-2799

13. [X] Also attached: Information Disclosure Statement, PTO-1449, and Cited References.

14. [X] A return receipt postcard is submitted herewith.

It is understood that secrecy under 35 USC 122 is hereby waived to the extent that if information or access is available under 37 CFR 1.14 to any one of the applications in the file

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wrapper of a 37 CFR 1.53(b) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all the other applications in the same file wrapper.

Respectfully submitted,

JENKENS & GILCHRIST

By: 

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Registration No. 37,063

TEA/lhr

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Date: September 8, 1999